



# STATE OF NEVADA

Department of Conservation & Natural Resources

DIVISION OF ENVIRONMENTAL PROTECTION

*Jim Gibbons, Governor*

*Allen Biaggi, Director*

*Leo M. Drozdoff, P.E., Administrator*

## NOTICE OF INTENT TO ACT UPON A REGULATION

### Notice of Hearing for the Amendment of Regulations of the Nevada Division of Environmental Protection

**Web Posting Date: 08/25/08**

The Administrator is proposing new groundwater regulations to govern discharges of pollutants to groundwaters of the State. The Nevada Division of Environmental Protection (NDEP) will hold public hearings and workshops at the following locations to solicit comments from interested parties:

#### Elko

**Wednesday, September 10, 2008 - 4:00PM - 6:00PM**

Great Basin College - Social Room

1500 College Parkway

Elko, Nevada 89801

#### Winnemucca

**Thursday, September 11, 2008 - 1:00 PM - 3:00PM**

Humboldt County Courthouse - Room 201

50 West 5<sup>th</sup> Street

Winnemucca, Nevada 89445

#### Carson City

**Monday, September 15, 2008 - 3:00PM - 5:00PM**

Department of Conservation and Natural Resources

Bryan Building - Hearing Room 200

901 South Stewart Street

Carson City, Nevada 89701

#### Pahrump

**Wednesday - September 17, 2008 - 3:00PM - 5:00PM**

Bob Ruud Community Center

150 North Highway 160

Pahrump, Nevada 89060

#### Las Vegas

**Thursday, September 18, 2008 - 2:00PM - 4:00PM**

Department of Conservation and Natural Resources

Red Rock Conference Room

2030 East Flamingo Road - Suite 230

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This regulation would amend Nevada's Water Pollution Control regulations contained in NAC 445A. As way of background, NDEP has historically used federal Safe Drinking Water Act standards for determining or developing groundwater pollution prevention measures in Nevada.

Accordingly, NDEP has developed this regulation to protect groundwaters of the State that have the potential to become a drinking water source. The regulation would provide NDEP with reasonable permitting flexibility to limit discharges to groundwater which would not cause the receiving groundwater to exceed specific criteria defined in the proposed regulation.

This regulation will not have an immediate or long-term adverse economic impact on the public or the business community. There is no additional cost to the agency for enforcement of the proposed regulation and the regulation does not overlap, duplicate or conflict with any regulations of other government agencies. The regulation does not address fees. There will be no additional costs to the agency for enforcement of these amendments.

Persons wishing to comment or object to any of the Administrator's proposed regulation changes may do so by attending a workshop and making public comment, or submitting their comment, in writing, by **September 19, 2008** either in person or by mail to:

Department of Conservation and Natural Resources  
Division of Environmental Protection  
Attn Alan Tinney - Bureau of Water Pollution Control - Permitting Branch  
901 South Stewart Street - Suite 4001  
Carson City, Nevada 89701

All comments or objections received within the fifteen (15) day comment period will be considered in the formulation of final determinations regarding the proposed regulation changes. All comments must be received by **September 19, 2008**. If the determinations of the Administrator are substantially changed from the tentative determinations, the Administrator will give public notice of the revised determinations. Additional comments and objections will be considered at that time.

The proposed groundwater regulations are:

1. Available at : [http://sec.nv.gov/main/hearing\\_092408.htm#r181-08](http://sec.nv.gov/main/hearing_092408.htm#r181-08)
2. On file and may be copied or copies may be obtained by writing to the above address or by calling **Alan Tinney** or **Kim Meyers** in the Bureau of Water Pollution Control at **(775) 687-9414** or **(775) 687-9442** respectively.
3. Please submit e-mails comments to: **Alan Tinney** - [atinney@ndep.nv.gov](mailto:atinney@ndep.nv.gov)

Upon adoption of any regulation, the agency, if requested to do so by an interested person, either before adoption or within 30 days thereafter, shall issue a concise statement of the principal reasons for and against its adoption, and incorporate therein its reason for overruling the consideration urged against its adoption.

Please bring the foregoing notice to the attention of all persons whom you know would be

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interested in this matter.

Members of the public who are disabled and require special accommodations or assistance at the meeting are requested to notify **Kim Meyers** no later than 5 business days before the workshop you plan to attend.

This Notice of Intent has been posted at the following locations:

Nevada State Library  
100 North Stewart Street  
Carson City, NV 89701

Division of Environmental Protection  
901 South Stewart Street - Suite 4001  
Carson City, NV 89701

Division of Environmental Protection  
2030 East Flamingo Road Suite 230  
Las Vegas, Nevada 89119-0837